

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEM  
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE  
ATTACHED EXHIBIT:

**JOINT MOTION TO DISMISS DEFENDANT  
C.R. BARD, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A and Defendant C.R. Bard, Inc. (“Bard”) advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and Bard jointly move the court to dismiss Bard as a defendant in these actions with prejudice, and terminate Bard from the docket in the actions, parties to bear their own costs. Other Defendants remain in these actions, and Plaintiffs will continue to prosecute these actions against them.

Respectfully:

/s/ Richard B. North, Jr.  
NELSON MULLINS RILEY & SCARBOROUGH LLP  
Atlantic Station, 201 17th Street, NW  
Suite 1700  
Atlanta, GA 30363  
(404) 322-6000  
*Attorney for Defendant C.R. Bard, Inc.*

/s/ Amy Collignon Gunn

**Amy Collignon Gunn**

THE SIMON LAW FIRM

Suite 1700

800 Market Street

St. Louis, MO 63101

314/241-2929

Fax: 314/241-2029

Email: agunn@simonlawpc.com

*Attorney for Plaintiffs on Exhibit A*

Dated: October 23, 2018

**EXHIBIT A – SIMON LAW FIRM, PC**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-cv-00538	Connie Nieders and Chester Nieders v. C.R. Bard, Inc., et al.
2:13-cv-16595	Kimberly Schmitz and Kevin Schmitz v. C.R. Bard, Inc., et al.
2:13-cv-20904	Sherri Hughes and Donald Hughes v. C.R. Bard, Inc., et al.
2:13-cv-22056	Frances M. Fielder and Joseph Fielder v. C.R. Bard, Inc., et al.
2:13-cv-22636	Jill Wolfert and Mike Wolfert v. C.R. Bard, Inc., et al.

**CERTIFICATE OF SERVICE**

I hereby certify that on October 23, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Richard B. North, Jr.